

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF INDIANA  
INDIANAPOLIS DIVISION

IN RE:	)	
	)	
JAMES LESLIE SHAFER	)	CASE NO. 05-21984-BHL-7
	)	
<i>Debtor</i>	)	CHAPTER 7
	)	
	)	
STATE OF INDIANA,	)	
<i>Plaintiff</i>	)	
	)	
v.	)	
	)	Adv. Proc. No. <u>06-50204</u>
JAMES LESLIE SHAFER	)	
	)	
<i>Defendant</i>	)	

**AGREED ENTRY**

The Plaintiff, State of Indiana, by Attorney General Steve Carter and Deputy Attorney General Terry Tolliver, and the Defendant, James Leslie Shafer, in person and by counsel, Jonathan M. Brown, hereby agree to entry of a Consent Judgment without trial or adjudication of any issue of fact or law herein.

The parties believe it is in their best interest to resolve the issues raised by the State of Indiana and avoid further litigation. This Consent Judgment does not constitute an admission by the Defendant of any wrongdoing. The parties consent to entry of a final judgment in this proceeding by the Bankruptcy Court and accept this Consent Judgment as final on the issues resolved herein.

#### **JURISDICTION, SCOPE OF JUDGMENT, AND ACKNOWLEDGMENTS**

1. This Court has jurisdiction over the subject matter of this action pursuant to 28 U.S.C. § 1334. Venue in this adversary proceeding is proper with this Court pursuant to 28 U.S.C. § 1409. Count I of this proceeding is a core proceeding.

2. The State of Indiana's Complaint to Determine Dischargeability states a cause of action pursuant to 11 U.S.C. § 523.

#### **RELIEF ORDERED**

3. The following consumer claims against the Debtor-Defendant James Leslie Shafer, are determined to be nondischargeable pursuant to 11 U.S.C. § 523(a)(2):

<u><b>Name</b></u>	<u><b>Date of Contract</b></u>	<u><b>Amount</b></u>
Lawrence Kinser	March 14, 2004	\$4,000.00;
Andrew Rompalski	July 1, 2004	\$1,675.00;
Chris Kopriva	August 27, 2004	\$3,800.00;
John Strizak	January 4, 2005	\$1,500.00; and
Arvin Davis	April 27, 2005	\$3,262.00.

4. Count II of the State of Indiana's Complaint to Determine Dischargeability is a non-core proceeding, and shall be resolved through the entry of a Consent Judgment in an action entitled State of Indiana v. James L. Shafer, et al., pending in the Marion Circuit Court under

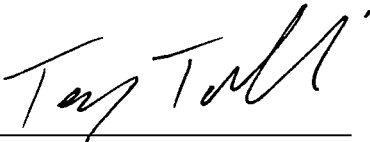
cause number 49C01-0510-PL-0038862, following the Bankruptcy Court's approval of this Consent Judgment.

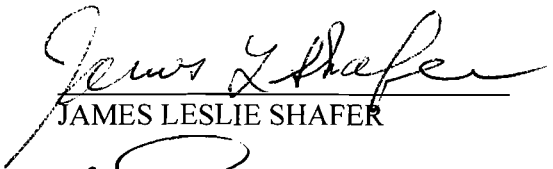
5. Any civil penalties included in the Consent Judgment referenced in paragraph 4 above are nondischargeable pursuant to 11 U.S.C. § 523(a)(7).

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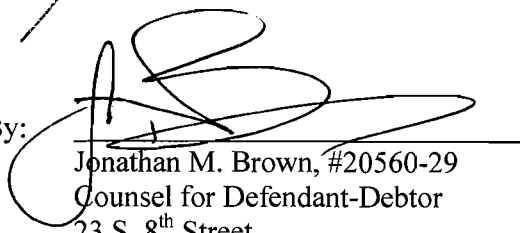
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